

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION

UNITED STATES OF AMERICA

PLAINTIFF

v.

Civil No. 04-5227
Criminal No. 02-50011-001

JAVIER TORRES-CASTRO

DEFENDANT

O R D E R

Now on this 30th day of November, 2005, comes on for consideration the **Magistrate Judge's Report And Recommendation** (document #65), to which no objections have been made, and the Court, having carefully reviewed said Report And Recommendation, finds that it is sound in all respects, and that it should be adopted *in toto*.

IT IS THEREFORE ORDERED that the **Magistrate Judge's Report And Recommendation** is adopted *in toto*.

IT IS FURTHER ORDERED that, for the reasons stated in the **Magistrate Judge's Report And Recommendation**, defendant's petition is **denied and dismissed**.

IT IS SO ORDERED.

/s/Jimm Larry Hendren
JIMM LARRY HENDREN
UNITED STATES DISTRICT JUDGE